

Specific Language of Proposed Changes

1) Adopt section 1399.544 to read as follows:

1399.544. Delegation of Services, Written Protocols, and Formulary – Physical Location.

- (a) The current Delegation of Services Agreement adopted by a physician assistant and his or her supervising physician as required by section 1399.540 shall be maintained at all practice sites where the physician assistant practices.
- (b) If protocols are adopted by a physician assistant and his or her supervising physician as set forth in section 1399.545, they shall be maintained at all practice sites where the physician assistant practices.
- (c) If a formulary is adopted by a physician assistant and his or her supervising physician as set forth in section 3502.1 of the code, it shall be maintained at all practice sites where the physician assistant practices.
- (d) If requested, a physician assistant and his or her supervising physician shall make available to any agent of the committee, or Medical Board of California or Osteopathic Medical Board of California a copy of the Delegation of Services Agreement, protocols, and formulary.

NOTE: Authority cited: Section 3510, Business and Professions Code.

Reference cited: Sections 3502 and 3502.1, Business and Professions Code.

2) Amend section 1399. 571 to read as follows:

1399.571. Citable Offenses.

The amount of any fine to be levied by the executive officer shall take into consideration the factors listed in subdivision (b)(3) of Section 125.9 of the code and also the extent to which such person has mitigated or attempted to mitigate any damage or injury caused by the violation. The fine shall be within the range set forth below.

(a) The executive officer may issue a citation under section 1399.570 for a violation of the provisions listed in this section. The fine for a violation of the following code sections shall be from \$100 to \$2500.

(1) Business and Professions Code Section 125

(2) Business and Professions Code Section 125.6

(3) Business and Professions Code Section 475(a)(1)

(4) Business and Professions Code Section 490

(5) Business and Professions Code Section 496

(6) Business and Professions Code Section 580

(7) Business and Professions Code Section 581

(8) Business and Professions Code Section 582

(9) Business and Professions Code Section 583

(10) Business and Professions Code Section 584

- (11) Business and Professions Code Section 650
- (12) Business and Professions Code Section 650.1
- (13) Business and Professions Code Section 651
- (14) Business and Professions Code Section 654
- (15) Business and Professions Code Section 654.1
- (16) Business and Professions Code Section 654.2
- (17) Business and Professions Code Section 655.5
- (18) Business and Professions Code Section 655.6
- (19) Business and Professions Code Section 810.
- (20) Business and Professions Code Section 2021.
- (21) Business and Professions Code Section 2052
- (22) Business and Professions Code Section 2054
- (23) Business and Professions Code Section 2234(a)
- (24) Business and Professions Code Section 2234(e)
- (25) Business and Professions Code Section 2236
- (26) Business and Professions Code Section 2242
- (27) Business and Professions Code Section 2250
- (28) Business and Professions Code Section 2252
- (29) Business and Professions Code Section 2253
- (30) Business and Professions Code Section 2254
- (31) Business and Professions Code Section 2255
- (32) Business and Professions Code Section 2256
- (33) Business and Professions Code Section 2257

- (34) Business and Professions Code Section 2258
- (35) Business and Professions Code Section 2261
- (36) Business and Professions Code Section 2262
- (37) Business and Professions Code Section 2263
- (38) Business and Professions Code Section 2264
- (39) Business and Professions Code Section 2271
- (40) Business and Professions Code Section 2272
- (41) Business and Professions Code Section 2273
- (42) Business and Professions Code Section 2274
- (43) Business and Professions Code Section 2285
- (44) Business and Professions Code Section 2287
- (45) Business and Professions Code Section 2289
- (46) Business and Professions Code Section 2400
- (47) Business and Professions Code Section 2415
- (48) Business and Professions Code Section 3502
- (49) Business and Professions Code Section 3502.1
- (50) Business and Professions Code Section 3541
- (51) Business and Professions Code Section 3542
- (52) Business and Professions Code Section 3543
- (53) Business and Professions Code Section 3544
- (54) Business and Professions Code Section 3545
- (55) Business and Professions Code Section 17500
- (56) Health and Safety Code 102795

(57) Health and Safety Code 102800

(58) Health and Safety Code 11190

(59) Health and Safety Code 11191

(60) Health and Safety Code 11215

(61) Title 16 Cal. Code Regs. 1399.511

(62) Title 16 Cal. Code Regs. 1399.521

(63) Title 16 Cal. Code Regs. 1399.524

(64) Title 16 Cal. Code Regs. 1399.538

(65) Title 16 Cal. Code Regs. 1399.539

(66) Title 16 Cal. Code Regs. 1399.540

(67) Title 16 Cal. Code Regs. 1399.541

(68) Title 16 Cal. Code Regs. 1399.543

(69) Title 16 Cal. Code Regs. 1399. 544

~~(69)~~ (70) Title 16 Cal. Code Regs 1399.545

~~(70)~~ (71) Title 16 Cal. Code Regs 1399.546

(b) In his or her discretion, the executive officer may issue a citation with an order of abatement without levying a fine for the first violation of any provision set forth above.

NOTE: Authority cited: Sections 125.9, 148 and 3510, Business and Professions Code Section. Reference: Sections 125.9 and 148, Business and Professions Code.